

## Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
<b>SERIAL NUMBER</b>	79122825
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 104
<b>MARK SECTION (no change)</b>	
<b>ARGUMENT(S)</b>	
<p>In the Final Office Action, the Examining Attorney stated the Section 2(e)(1) refusal applied to that portion of Applicant's Class 41 services description stating "providing of training in the field of coaching, refereeing, strength and conditioning, physical fitness, administration and management of sports and sports medicine training; entertainment, namely rugby competitions, rugby related sports events, matches, and tournaments" and the Examining Attorney gave Applicant the option to delete this wording and have the application proceed to publication with the remaining goods and services. As Applicant wishes to keep these services in the subject application, Applicant has amended the application to claim the mark INTERNATIONAL RUGBY BOARD has acquired distinctiveness under Section 2(f) of the Federal Trademark Act. However, the Section 2(f) claim applies only to the services the Examining Attorney believes are merely described by the mark INTERNATIONAL RUGBY BOARD. The submission of the 2(f) claim raises a new issue in the application but should moot the Section 2(e)(1) refusal. The Examining Attorney should approve the subject application for publication. However, if the Examining Attorney does not accept the 2(f) claim, he should issue a new non-final office action pursuant to Section 715.03(b) of the T.M.E.P.</p>	
<b>GOODS AND/OR SERVICES SECTION (025)(no change)</b>	
<b>GOODS AND/OR SERVICES SECTION (028)(current)</b>	
<b>INTERNATIONAL CLASS</b>	028
<b>DESCRIPTION</b>	
<p>Games other than those adapted for use with an external display screen or monitor, namely, hand-held electronic games (including those with liquid crystal displays), action skill games, arcade games, card games, parlour games, party games other than those designed to be used only with a television receiver, namely, hand-held games with liquid crystal displays; coin-operated video games; gymnastic and sporting articles not included in other classes, namely, sports apparatus, rugby balls, rugby gloves, knee guards, elbow guards, shin guards for athletic use, shoulder protectors in the nature of shoulder pads for athletic use, rugby goals, sports bags and other containers specially adapted for carrying sports equipment; balls for games; rugby balls; decorations for Christmas trees; dolls and plush toys; toy vehicles; puzzles; balloons; inflatable toys</p>	

**GOODS AND/OR SERVICES SECTION (028)(proposed)****INTERNATIONAL  
CLASS**

028

**TRACKED TEXT DESCRIPTION**

~~Games other than those adapted for use with an external display screen or monitor, namely, hand-held electronic games (including those with liquid crystal displays), action skill games, arcade games, card games, parlour games, party games other than those designed to be used only with a television receiver, namely, hand-held games with liquid crystal displays;~~ Hand held units for playing video games other than those adapted for use with an external display screen or monitor, namely, those with liquid crystal displays, action skill games, arcade games, card games, parlour games, party games other than those designed to be used only with a television receiver, namely, hand-held games with liquid crystal displays; coin-operated video games; ~~gymnastic and sporting articles not included in other classes, namely, sports apparatus, rugby balls, rugby gloves, knee guards, elbow guards, shin guards for athletic use, shoulder protectors in the nature of shoulder pads for athletic use, rugby goals, sports bags and other containers specially adapted for carrying sports equipment;~~ gymnastic and sporting articles not included in other classes, namely, sports apparatus, rugby balls, rugby gloves, knee guards, elbow guards, shin guards for athletic use, shoulder protectors in the nature of shoulder pads for athletic use, rugby goals, sports bags and other bags specially adapted for carrying sports equipment; balls for games; rugby balls; decorations for Christmas trees; dolls and plush toys; toy vehicles; puzzles; balloons; inflatable toys

**FINAL DESCRIPTION**

Hand held units for playing video games other than those adapted for use with an external display screen or monitor, namely, those with liquid crystal displays, action skill games, arcade games, card games, parlour games, party games other than those designed to be used only with a television receiver, namely, hand-held games with liquid crystal displays; coin-operated video games; gymnastic and sporting articles not included in other classes, namely, sports apparatus, rugby balls, rugby gloves, knee guards, elbow guards, shin guards for athletic use, shoulder protectors in the nature of shoulder pads for athletic use, rugby goals, sports bags and other bags specially adapted for carrying sports equipment; balls for games; rugby balls; decorations for Christmas trees; dolls and plush toys; toy vehicles; puzzles; balloons; inflatable toys

**GOODS AND/OR SERVICES SECTION (041)(current)****INTERNATIONAL  
CLASS**

041

**DESCRIPTION**

Education, namely publication and rental of interactive educational and entertainment products, namely, films and books; publication of interactive educational and entertainment products in connection with rugby via compact disks, DVDs, minidisks, CD-ROMs; information relating to entertainment or to education in connection with rugby and participation with rugby provided online from a computer data bank or on a global computer network or via wireless electronic communication devices; providing of training in the field of coaching, refereeing, strength and conditioning, physical fitness, administration and management of sports and sports medicine training; entertainment, namely rugby competitions, rugby related sports events, matches, and tournaments, amusement park services; entertainment services provided at or relating to sports events, namely fireworks display laser shows, audio and visual performances, live performances by a musical band, preparation of special effects during or in connection with sports events; entertainment services provided at or relating to sports events, namely

production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission, and satellite transmission; entertainment services provided at or relating to sports events, namely production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission and satellite transmission provided as content available on websites and as live content streamed over the internet and on mobile devices via global computer networks and wireless networks; seat booking services for sporting events; ticket reservation services for entertainment and sporting events; timing of sporting events; video recording of sporting events; production and distribution of television programmes production of radio and television programs in the field of sports; film, radio and television production for sports; film, radio and production for sports films broadcast over the internet

## GOODS AND/OR SERVICES SECTION (041)(proposed)

INTERNATIONAL  
CLASS

041

### TRACKED TEXT DESCRIPTION

~~Education, namely publication and rental of interactive educational and entertainment products, namely, films and books; Publication of books and rental of films; publication of interactive educational and entertainment products in connection with rugby via compact disks, DVDs, minidisks, CD-ROMs; production of compact disks, DVDs, minidisks, CD-ROMs featuring content on rugby; information relating to entertainment or to education in connection with rugby and participation with rugby provided online from a computer data bank or on a global computer network or via wireless electronic communication devices; providing entertainment information relating to rugby provided online from a computer data bank or on a global computer network or via wireless electronic communication devices; providing of training in the field of coaching, refereeing, strength and conditioning, physical fitness, administration and management of sports and sports medicine training; providing of training in the field of coaching, refereeing, strength and conditioning, physical fitness, administration and management of sports and sports medicine training; entertainment, namely rugby competitions, rugby related sports events, matches, and tournaments, amusement park services; entertainment, namely rugby competitions, rugby sports events, matches, and tournaments, amusement park services; entertainment services provided at or relating to sports events, namely fireworks display laser shows, audio and visual performances, live performances by a musical band, preparation of special effects during or in connection with sports events; entertainment services provided at or relating to sports events, namely fireworks display laser shows, live and delayed audio and visual performances, live performances by a musical band, preparation of special effects during or in connection with sports events; entertainment services provided at or relating to sports events, namely production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission, and satellite transmission; entertainment services provided at or relating to sports events, namely production of sports related radio and television programs featuring video clips, audio clips and replays and distribution of such programs, production of video and audio clips and replays by means of radio broadcasts, television broadcasts, cable transmission, and satellite transmission; entertainment services provided at or relating to sports events, namely production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission and satellite transmission provided as content available on websites and as live content streamed over the internet~~

~~and on mobile devices via global computer networks and wireless networks~~; entertainment services provided at or relating to sports events, namely production of sports related radio and television programs featuring video clips, audio clips and replays and distribution of such programs, production of video and audio clips and replays by means of radio broadcasts, television broadcasts, cable transmission and satellite transmission provided as content available on websites and on mobile devices via global computer networks and wireless networks; seat booking services for sporting events; ~~ticket reservation services for entertainment and sporting events~~; ticket reservation services for entertainment and sporting events; timing of sporting events; ~~video recording of sporting events~~; video recording services of sporting events; ~~production and distribution of television programmes production of radio and television programs in the field of sports~~; production and distribution of television programmes, production of radio and television programs in the field of sports; film, radio and television production for sports; ~~film, radio and production for sports films broadcast over the internet~~; film and radio production for sports films broadcast over the internet

#### FINAL DESCRIPTION

Publication of books and rental of films; production of compact disks, DVDs, minidisks, CD-ROMs featuring content on rugby; providing entertainment information relating to rugby provided online from a computer data bank or on a global computer network or via wireless electronic communication devices; providing of training in the field of coaching, refereeing, strength and conditioning, physical fitness, administration and management of sports and sports medicine training; entertainment, namely rugby competitions, rugby sports events, matches, and tournaments, amusement park services; entertainment services provided at or relating to sports events, namely fireworks display laser shows, live and delayed audio and visual performances, live performances by a musical band, preparation of special effects during or in connection with sports events; entertainment services provided at or relating to sports events, namely production of sports related radio and television programs featuring video clips, audio clips and replays and distribution of such programs, production of video and audio clips and replays by means of radio broadcasts, television broadcasts, cable transmission, and satellite transmission; entertainment services provided at or relating to sports events, namely production of sports related radio and television programs featuring video clips, audio clips and replays and distribution of such programs, production of video and audio clips and replays by means of radio broadcasts, television broadcasts, cable transmission and satellite transmission provided as content available on websites and on mobile devices via global computer networks and wireless networks; seat booking services for sporting events; ticket reservation services for entertainment and sporting events; timing of sporting events; video recording services of sporting events; production and distribution of television programmes, production of radio and television programs in the field of sports; film, radio and television production for sports; film and radio production for sports films broadcast over the internet

#### ADDITIONAL STATEMENTS SECTION

<b>SECTION 2(f) Claim of Acquired Distinctiveness, based on Use</b>	The mark has become distinctive of the goods/services through the applicant's substantially exclusive and continuous use in commerce that the U.S. Congress may lawfully regulate for at least the five years immediately before the date of this statement.
<b>MISCELLANEOUS STATEMENT</b>	As Applicant reviews the "validated" response, it notices the appearance of question mark symbols throughout the amended and final description in Class 41. This obviously is a glitch and to avoid all doubt, Applicant attaches hereto a copy of the correct services description in Class 41.

**MISCELLANEOUS FILE NAME(S)**

<b>ORIGINAL PDF FILE</b>	<a href="#">mis-3812211274-101949121 . Document1.pdf</a>
<b>CONVERTED PDF FILE(S)</b> (1 page)	<a href="#">\\TICRS\EXPORT16\IMAGEOUT16\791\228\79122825\xml10\RFR0002.JPG</a>
<b>SIGNATURE SECTION</b>	
<b>DECLARATION SIGNATURE</b>	/eric t. fingerhut/
<b>SIGNATORY'S NAME</b>	Eric T. Fingerhut
<b>SIGNATORY'S POSITION</b>	Attorney of record, DC Bar Member
<b>DATE SIGNED</b>	02/10/2014
<b>RESPONSE SIGNATURE</b>	/eric t. fingerhut/
<b>SIGNATORY'S NAME</b>	Eric T. Fingerhut
<b>SIGNATORY'S POSITION</b>	Attorney of record, DC bar member
<b>DATE SIGNED</b>	02/10/2014
<b>AUTHORIZED SIGNATORY</b>	YES
<b>CONCURRENT APPEAL NOTICE FILED</b>	NO
<b>FILING INFORMATION SECTION</b>	
<b>SUBMIT DATE</b>	Mon Feb 10 10:39:58 EST 2014
<b>TEAS STAMP</b>	USPTO/RFR-38.122.112.74-2 0140210103958014120-79122 825-5001779d4b8c77b9f4abd 1e43284368434bcc79c459f36 a02acf852c4c6df65d-N/A-N/ A-20140210101949121614

**Request for Reconsideration after Final Action  
To the Commissioner for Trademarks:**

Application serial no. **79122825** has been amended as follows:

## **ARGUMENT(S)**

**In response to the substantive refusal(s), please note the following:**

In the Final Office Action, the Examining Attorney stated the Section 2(e)(1) refusal applied to that portion of Applicant's Class 41 services description stating "providing of training in the field of coaching, refereeing, strength and conditioning, physical fitness, administration and management of sports and sports medicine training; entertainment, namely rugby competitions, rugby related sports events, matches, and tournaments" and the Examining Attorney gave Applicant the option to delete this wording and have the application proceed to publication with the remaining goods and services. As Applicant wishes to keep these services in the subject application, Applicant has amended the application to claim the mark INTERNATIONAL RUGBY BOARD has acquired distinctiveness under Section 2(f) of the Federal Trademark Act. However, the Section 2(f) claim applies only to the services the Examining Attorney believes are merely described by the mark INTERNATIONAL RUGBY BOARD. The submission of the 2(f) claim raises a new issue in the application but should moot the Section 2(e)(1) refusal. The Examining Attorney should approve the subject application for publication. However, if the Examining Attorney does not accept the 2(f) claim, he should issue a new non-final office action pursuant to Section 715.03(b) of the T.M.E.P.

## **CLASSIFICATION AND LISTING OF GOODS/SERVICES**

**Applicant proposes to amend the following class of goods/services in the application:**

**Current:** Class 028 for Games other than those adapted for use with an external display screen or monitor, namely, hand-held electronic games (including those with liquid crystal displays), action skill games, arcade games, card games, parlour games, party games other than those designed to be used only with a television receiver, namely, hand-held games with liquid crystal displays; coin-operated video games; gymnastic and sporting articles not included in other classes, namely, sports apparatus, rugby balls, rugby gloves, knee guards, elbow guards, shin guards for athletic use, shoulder protectors in the nature of shoulder pads for athletic use, rugby goals, sports bags and other containers specially adapted for carrying sports equipment; balls for games; rugby balls; decorations for Christmas trees; dolls and plush toys; toy vehicles; puzzles; balloons; inflatable toys

Original Filing Basis:

**Filing Basis Section 66(a)**, Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

**Proposed:**

**Tracked Text Description:** ~~Games other than those adapted for use with an external display screen or monitor, namely, hand-held electronic games (including those with liquid crystal displays), action skill games, arcade games, card games, parlour games, party games other than those designed to be used only with a television receiver, namely, hand-held games with liquid crystal displays;~~ Hand held units for playing video games other than those adapted for use with an external display screen or monitor, namely, those with liquid crystal displays, action skill games, arcade games, card games, parlour games, party games other than those designed to be used only with a television receiver, namely, hand-held games with liquid crystal displays; coin-operated video games; ~~gymnastic and sporting articles not included in other classes, namely, sports apparatus, rugby balls, rugby gloves, knee guards, elbow guards, shin guards for athletic use, shoulder protectors in the nature of shoulder pads for athletic use, rugby goals, sports bags and other containers specially adapted for carrying sports equipment;~~ gymnastic and sporting articles not included in other classes, namely, sports apparatus, rugby balls, rugby gloves, knee guards, elbow guards, shin guards for athletic use, shoulder protectors in the nature of shoulder pads for athletic use, rugby goals,



[sports bags and other bags specially adapted for carrying sports equipment](#); balls for games; rugby balls; decorations for Christmas trees; dolls and plush toys; toy vehicles; puzzles; balloons; inflatable toys

Class 028 for Hand held units for playing video games other than those adapted for use with an external display screen or monitor, namely, those with liquid crystal displays, action skill games, arcade games, card games, parlour games, party games other than those designed to be used only with a television receiver, namely, hand-held games with liquid crystal displays; coin-operated video games; gymnastic and sporting articles not included in other classes, namely, sports apparatus, rugby balls, rugby gloves, knee guards, elbow guards, shin guards for athletic use, shoulder protectors in the nature of shoulder pads for athletic use, rugby goals, sports bags and other bags specially adapted for carrying sports equipment; balls for games; rugby balls; decorations for Christmas trees; dolls and plush toys; toy vehicles; puzzles; balloons; inflatable toys

**Filing Basis Section 66(a)**, Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

**Applicant proposes to amend the following class of goods/services in the application:**

**Current:** Class 041 for Education, namely publication and rental of interactive educational and entertainment products, namely, films and books; publication of interactive educational and entertainment products in connection with rugby via compact disks, DVDs, minidisks, CD-ROMs; information relating to entertainment or to education in connection with rugby and participation with rugby provided online from a computer data bank or on a global computer network or via wireless electronic communication devices; providing of training in the field of coaching, refereeing, strength and conditioning, physical fitness, administration and management of sports and sports medicine training; entertainment, namely rugby competitions, rugby related sports events, matches, and tournaments, amusement park services; entertainment services provided at or relating to sports events, namely fireworks display laser shows, audio and visual performances, live performances by a musical band, preparation of special effects during or in connection with sports events; entertainment services provided at or relating to sports events, namely production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission, and satellite transmission; entertainment services provided at or relating to sports events, namely production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission and satellite transmission provided as content available on websites and as live content streamed over the internet and on mobile devices via global computer networks and wireless networks; seat booking services for sporting events; ticket reservation services for entertainment and sporting events; timing of sporting events; video recording of sporting events; production and distribution of television programmes production of radio and television programs in the field of sports; film, radio and television production for sports; film, radio and production for sports films broadcast over the internet

Original Filing Basis:

**Filing Basis Section 66(a)**, Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

**Proposed:**

**Tracked Text Description:** ~~Education, namely publication and rental of interactive educational and entertainment products, namely, films and books;~~ [Publication of books and rental of films](#); ~~publication of interactive educational and entertainment products in connection with rugby via compact disks, DVDs, minidisks, CD-ROMs;~~ [production of compact disks, DVDs, minidisks, CD-ROMs featuring content on rugby](#); ~~information relating to entertainment or to education in connection with rugby and participation~~

---

~~with rugby provided online from a computer data bank or on a global computer network or via wireless electronic communication devices; providing entertainment information relating to rugby~~ provided online from a computer data bank or on a global computer network or via wireless electronic communication devices; providing of training in the field of coaching, refereeing, strength and conditioning, physical fitness, administration and management of sports and sports medicine training; providing of training in the field of coaching, refereeing, strength and conditioning, physical fitness, administration and management of sports and sports medicine training; entertainment, namely rugby competitions, rugby related sports events, matches, and tournaments, amusement park services; ?  
entertainment, namely rugby competitions, rugby sports events, matches, and tournaments, amusement park services; entertainment services provided at or relating to sports events, namely fireworks display laser shows, audio and visual performances, live performances by a musical band, preparation of special effects during or in connection with sports events; entertainment services provided at or relating to sports events, namely fireworks display laser shows, live and delayed audio and visual performances, live performances by a musical band, preparation of special effects during or in connection with sports events; entertainment services provided at or relating to sports events, namely production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission, and satellite transmission; entertainment services provided at or relating to sports events, namely production of sports related radio and television programs featuring video clips, audio clips and replays and distribution of such programs, production of video and audio clips and replays by means of radio broadcasts, television broadcasts, cable transmission, and satellite transmission; entertainment services provided at or relating to sports events, namely production of sports related audio and video programs, video clips, audio clips and replays and distribution of such programs, clips and replays by means of radio broadcasts, television broadcasts, cable transmission and satellite transmission provided as content available on websites and as live content streamed over the internet and on mobile devices via global computer networks and wireless networks; entertainment services provided at or relating to sports events, namely production of sports related radio and television programs featuring video clips, audio clips and replays and distribution of such programs, production of video and audio clips and replays by means of radio broadcasts, television broadcasts, cable transmission and satellite transmission provided as content available on websites and on mobile devices via global computer networks and wireless networks; seat booking services for sporting events; ticket reservation services for entertainment and sporting events; ticket reservation services for entertainment and sporting events; timing of sporting events; video recording of sporting events; video recording services of sporting events; production and distribution of television programmes production of radio and television programs in the field of sports; production and distribution of television programmes, production of radio and television programs in the field of sports; film, radio and television production for sports; film, radio and production for sports films broadcast over the internet; film and radio production for sports films broadcast over the internet

Class 041 for Publication of books and rental of films; production of compact disks, DVDs, minidisks, CD-ROMs featuring content on rugby; providing entertainment information relating to rugby provided online from a computer data bank or on a global computer network or via wireless electronic communication devices; providing of training in the field of coaching, refereeing, strength and conditioning, physical fitness, administration and management of sports and sports medicine training; entertainment, namely rugby competitions, rugby sports events, matches, and tournaments, amusement park services; entertainment services provided at or relating to sports events, namely fireworks display laser shows, live and delayed audio and visual performances, live performances by a musical band, preparation of special effects during or in connection with sports events; entertainment



?services ?provided at or relating to sports events, namely production of sports ?related radio and ?television ?programs featuring video clips, audio clips and replays and distribution of ?such programs, ?production ?of video and audio clips and replays by means of radio broadcasts, ?television broadcasts, ?cable ?transmission, and satellite transmission; entertainment services provided ?at or relating to ?sports ?events, namely production of sports related radio and television programs ?featuring video clips, ?audio ?clips and replays and distribution of such programs, production of video ?and audio clips and ?replays ?by means of radio broadcasts, television broadcasts, cable transmission and ?satellite ?transmission ?provided as content available on websites and on mobile devices via global ?computer ?networks and ?wireless networks; seat booking services for sporting events; ticket ?reservation services ?for ?entertainment and sporting events; timing of sporting events; video recording ?services of ?sporting ?events; production and distribution of television programmes, production of radio ?and ?television ?programs in the field of sports; film, radio and television production for sports; film ?and ?radio ?production for sports films broadcast over the internet

**Filing Basis Section 66(a)**, Request for Extension of Protection to the United States. Section 66(a) of the Trademark Act, 15 U.S.C. §1141f.

## **ADDITIONAL STATEMENTS**

### **Section 2(f) Claim of Acquired Distinctiveness, based on Use**

The mark has become distinctive of the goods/services through the applicant's substantially exclusive and continuous use in commerce that the U.S. Congress may lawfully regulate for at least the five years immediately before the date of this statement.

### **Miscellaneous Statement**

As Applicant reviews the "validated" response, it notices the appearance of question mark symbols throughout the amended and final description in Class 41. This obviously is a glitch and to avoid all doubt, Applicant attaches hereto a copy of the correct services description in Class 41.

### **Original PDF file:**

[mis-3812211274-101949121\\_1\\_Document1.pdf](#)

### **Converted PDF file(s) (1 page)**

[Miscellaneous File1](#)

## **SIGNATURE(S)**

### **Declaration Signature**

If the applicant is seeking registration under Section 1(b) and/or Section 44 of the Trademark Act, the applicant has had a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. 37 C.F.R. Secs. 2.34(a)(2)(i); 2.34 (a)(3)(i); and 2.34(a)(4)(ii); and/or the applicant has had a bona fide intention to exercise legitimate control over the use of the mark in commerce by its members. 37 C.F. R. Sec. 2.44. If the applicant is seeking registration under Section 1(a) of the Trademark Act, the mark was in use in commerce on or in connection with the goods and/or services listed in the application as of the application filing date or as of the date of any submitted allegation of use. 37 C.F.R. Secs. 2.34(a)(1)(i); and/or the applicant has exercised legitimate control over the use of the mark in commerce by its members. 37 C.F.R. Sec. 2.44. The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person,

firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; that if the original application was submitted unsigned, that all statements in the original application and this submission made of the declaration signer's knowledge are true; and all statements in the original application and this submission made on information and belief are believed to be true.

Signature: /eric t. fingerhut/    Date: 02/10/2014  
Signatory's Name: Eric T. Fingerhut  
Signatory's Position: Attorney of record, DC Bar Member

**Request for Reconsideration Signature**

Signature: /eric t. fingerhut/    Date: 02/10/2014  
Signatory's Name: Eric T. Fingerhut  
Signatory's Position: Attorney of record, DC bar member

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is not filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 79122825  
Internet Transmission Date: Mon Feb 10 10:39:58 EST 2014  
TEAS Stamp: USPTO/RFR-38.122.112.74-2014021010395801  
4120-79122825-5001779d4b8c77b9f4abd1e432  
84368434bcc79c459f36a02acf852c4c6df65d-N  
/A-N/A-20140210101949121614

Publication of books and rental of films; production of compact disks, DVDs, minidisks, CD-ROMs featuring content on rugby; providing entertainment information relating to rugby provided online from a computer data bank or on a global computer network or via wireless electronic communication devices; providing of training in the field of coaching, refereeing, strength and conditioning, physical fitness, administration and management of sports and sports medicine training; entertainment, namely rugby competitions, rugby sports events, matches, and tournaments, amusement park services; entertainment services provided at or relating to sports events, namely fireworks display laser shows, live and delayed audio and visual performances, live performances by a musical band, preparation of special effects during or in connection with sports events; entertainment services provided at or relating to sports events, namely production of sports related radio and television programs featuring video clips, audio clips and replays and distribution of such programs, production of video and audio clips and replays by means of radio broadcasts, television broadcasts, cable transmission, and satellite transmission; entertainment services provided at or relating to sports events, namely production of sports related radio and television programs featuring video clips, audio clips and replays and distribution of such programs, production of video and audio clips and replays by means of radio broadcasts, television broadcasts, cable transmission and satellite transmission provided as content available on websites and on mobile devices via global computer networks and wireless networks; seat booking services for sporting events; ticket reservation services for entertainment and sporting events; timing of sporting events; video recording services of sporting events; production and distribution of television programmes, production of radio and television programs in the field of sports; film, radio and television production for sports; film and radio production for sports films broadcast over the internet